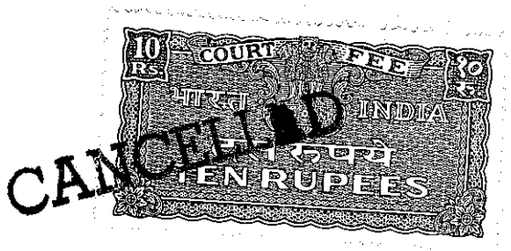

(3)
CFHC

IN THE HIGH COURT OF CHHATTISGARH JUDICATURE: AT BILASPUR.

WRIT PETITION NO. 2631 /2003.

Single Bench

PETITIONER : Jagdish Chandra Pasrija,
DEFENDANT S/o Shri Lala Kashiram Pasrija,
Aged about 62 years,
C/o J.K. Paper Converting Industries,
Yadav Complex, Sharda Chowk,
Banjari Road, Raipur (C.G.).

P. R. No. 2461/03
Presented by Shri V.B.Na.Sharma.
dated 21.08.03

- Versus -

RESPONDENT : Mannilal Yadav,
PLAINTIFF S/o Late Birbal Yadav,
Aged about 75 years,
R/o Yadav Complex, Banjari Road,
Raipur (C.G.).

WRIT PETITION UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

मामला क्रमांक W.P.2631/ सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	02.09.2003 Heard Shri Prashant Mishra, counsel for the petitioner. The petitioner has preferred this writ petition under Article 227 of the Constitution of India, by which he has challenged the order dated 09.05.2003 passed by the IX Civil Judge, Class-II, Raipur, in Civil Suit No.30-A/2003. The learned counsel for the petitioner submits that the petitioner wanted to amend his written statement with a prayer to put forward his counter claim in the written statement and that prayer has been refused. Having heard the learned counsel for the petitioner, I am of the opinion that the petitioner has not been able make out a case that the trial Court has no jurisdiction to decide the application for amendment or the trial Court has exceeded its jurisdiction in deciding the application or the trial Court has not exercised any jurisdiction which is with the trial Court or if the impugned order is allowed to continue that will result in a grave injustice to the petitioner because the petitioner is at liberty to file a suit against the plaintiff for his claim. In view of this, I do not find any substance in this writ petition and the same is liable to be dismissed. Accordingly, the writ petition stands dismissed. Consequently, I.A.No.8012/2003 stands disposed of. Sd/- L.C.BHADOO Judge	

Soma

[पीछे देखिये